

Agenda Item Form

Agenda Date: OCT 12, 2004

Districts Affected: ALL

Dept. Head/Contact Information: Byron E. Johnson

Type of Agenda Item:

- | | | |
|--|---|--|
| <input type="checkbox"/> Resolution | <input type="checkbox"/> Staffing Table Changes | <input type="checkbox"/> Board Appointments |
| <input type="checkbox"/> Tax Installment Agreements | <input type="checkbox"/> Tax Refunds | <input type="checkbox"/> Donations |
| <input type="checkbox"/> RFP/ BID/ Best Value Procurement | <input type="checkbox"/> Budget Transfer | <input type="checkbox"/> Item Placed by Citizen |
| <input type="checkbox"/> Application for Facility Use | <input type="checkbox"/> Bldg. Permits/Inspection | <input type="checkbox"/> Introduction of Ordinance |
| <input type="checkbox"/> Interlocal Agreements | <input type="checkbox"/> Contract/Lease Agreement | <input type="checkbox"/> Grant Application |
| <input checked="" type="checkbox"/> Other <u>Termination</u> | | |

Funding Source:

- ☐ General Fund
- ☐ Grant (duration of funds: _____ Months)
- ☐ Other Source: _____

Legal:

- ☐ Legal Review Required Attorney Assigned (please scroll down): None ☐ Approved ☐ Denied

Timeline Priority: ☒ High ☐ Medium ☐ Low # of days: _____

Why is this item necessary:

Termination of Maintenance - City Facilities Services

Explain Costs, including ongoing maintenance and operating expenditures, or Cost Savings:

Statutory or Citizen Concerns:

Departmental Concerns:

DATE: October 4, 2004
TO: Municipal Clerk
FROM: Byron E. Johnson, C.P.M.
Director of Purchasing x 4313
THRU: Aurora Wells
Interim Bid Clerk ext. 4038



Pease place the following item on the **REGULAR** agenda for the Council Meeting of **OCTOBER 12, 2004.**

RESOLUTION:

That the Director of Purchasing is hereby authorized to notify Texas Industries for the Blind and Handicapped and Border T.M. Industries, Inc., that the City is terminating Contracts No. 96-071, 96-072 and 96-073 pursuant to the provisions and requirements of Contract, Item No. 4 of the Sate Use Contract Clause, Termination and that the termination shall be effective as of October 31st 2004.

The vendor has been notified & Parks & Recreation will develop a new schedule for Maintenance of City Facilities.

Department: Parks & Recreation Department

Contact person: Ray Heredia, Procurement Analyst at 541-4316.


AGENDA FOR: **OCTOBER 12, 2004**

PURCHASING DEPARTMENT

DATE: September 23, 2004

TO: Municipal Clerk

FROM: Byron E. Johnson. C.P.M.
Director of Purchasing

Ray Heredia 
Procurement Analyst

Please place the following item on the REGULAR COUNCIL AGENDA for the Council Meeting of Tuesday, October 12, 2004

Item should read as follows: That the Director of Purchasing is hereby authorized to notify Texas Industries for the Blind and Handicapped and Border T.M. Industries, Inc., that the City is terminating Contracts No. 96-071, 96-072 and 96-073 pursuant to the provisions and requirements of Contract, Item No. 4 of the State Use Contract Clause, Termination and that the termination shall be effective as of October 31st 2004.

The vendor has been notified & Parks & Recreation will develop a new schedule for Maintenance of City Facilities.

Department: Parks & Recreation Department

SPECIAL INSTRUCTIONS: _____

City's Clerk Use

ITEM No. _____

JOE WARDY
MAYOR



CITY COUNCIL

SUSAN AUSTIN
DISTRICT NO. 1

ROBERT A. CUSHING Jr.
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO
DISTRICT NO. 3

JOHN COOK
DISTRICT NO. 4

DANIEL S. POWER
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

VIVIAN ROJAS
DISTRICT NO. 7

ANTHONY COBOS
DISTRICT NO. 8

September 21, 2004

Henry Hernandez
TIBH
301 Fair Avenue
San Antonio, Texas 78223

REF: SOLICITATIONS 96-071, 96-072 AND 96-073 MAINTENANCE SERVICES
– PARK FACILITIES

Dear Mr. Hernandez:

Due to budgetary restraints and lack of funds to continue procurement of services under the above mention Contracts, the City of El Paso, Parks & Recreation Department, will request that the Mayor and City Council terminate the Contracts effective midnight October 31, 2004. This item will be placed on City Council agenda of October 12, 2004.


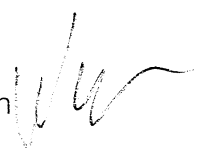
Respectfully,

A handwritten signature in black ink, appearing to read "Byron E. Johnson", is written over a horizontal line.

Byron E. Johnson, C.P.M.
Director of Purchasing

Cc: Ruth Reyes, Assistant City Attorney
Bid File

Parks & Recreation

To: Byron Johnson, Purchasing Director
From: Pete Dunavant 
Through: Norman Merrifield, Ed. D., Director of Parks & Recreation 
Date: September 17, 2004
Re: Terminate for convenience Contracts with TIBH

Please terminate for convenience the following contracts with Texas Industries for the Blind and Handicapped (Border TM Industries, Inc.):

- Maintenance Service – Special Areas 1996-071
- Maintenance Service – El Corredor Area 1996-072
- Maintenance Service – Restrooms 1996-073
- Maintenance Service – Park Sites 1996-073
- Maintenance Service – Additional Day/Weekend 1996-071
- Maintenance Service – Additional Day/Weekend 1996-072
- Maintenance Service – Additional Day/Weekend 1996-073

Funding in the recently approved Fiscal Year 2005 Budget was reduced for these services. The Parks & Recreation Department is in the processing of redefining the level of service required and then negotiating new contracts with TIBH.

CC: Richard Garcia
✓ Ray Heredia

RESOLUTION

WHEREAS, the City awarded Contract No. 96-071, 96-072 and 96-073 to Texas Industries for the Blind and Handicapped and Border T.M. Industries, Inc., on December 12, 1995 and said Contract was Amended on May 1, 2001 respectively, for Maintenance Services of City Facilities; and

WHEREAS, pursuant to Item No. 4 of the State Use Contract (Termination), the City is authorized to terminate the Contracts without cause upon thirty (30) days written notice to the other party of its intention to terminate this contract,

WHEREAS, the City of El Paso has provided Texas Industries for the Blind and Handicapped notice of its intent to terminated without cause, the City of El Paso hereby desires to terminate the Contract pursuant to the Termination for Convenience under the Contract; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Director of Purchasing is hereby authorized to notify Texas Industries for the Blind and Handicapped and Border T.M. Industries, Inc., that the City is terminating Contracts No. 96-071, 96-072 and 96-073 pursuant to the provisions and requirements of Contract, Item No. 4 of the State Use Contract Clause, Termination and that the termination shall be effective as of October 31st 2004.

PASSED AND APPROVED this 12th day of October, 2004.

THE CITY OF EL PASO

Joe Wardy
Mayor

ATTEST:

Richarda D. Momsen
City Clerk

APPROVED AS TO FORM:

Ruth Reyes
Assistant City Attorney

APPROVED AS TO CONTENT:

Byron E. Johnson, C.P.M.
Director of Purchasing